IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 7273 of 2006

DATED: 13.4.2006

Between:

Sk.Iqbal petitioner

And

The Depot Manager,

APSRTC

Korutla, Karimnagar Respondent

THE HON'BLE SRI JUSTICE N.V.RAMANA

WRIT PETITION NO. 7273 of 2006

ORAL ORDER:

The petitioner is working in the respondent corporation as driver. He was drafted to Medaram to Godavarikhani one man service on 16.2.2006. A check was conducted on the subject bus and certain cash and ticket irregularities were alleged against the

petitioner. Accordingly a charge sheet dated 16-3-2006 was issued and on the same day vide separate orders, petitioner was suspended, pending enquiry into the alleged charge. Questioning the said suspension order, the present writ petition is filed.

Learned counsel for petitioner submitted that the subject service was a one man service and after issuance of the tickets by the conductor, on obtaining instructions from the Supervisor concerned, the petitioner has operated the bus and for the lapses, if any committed by the conductor or the Supervisor concerned, the petitioner being a driver cannot be punished. It is thus contended that without considering these aspects, the Depot Manager in a mechanical manner passed suspension order.

On the other hand, learned counsel for respondent corporation submitted that it is merely a suspension pending enquiry and the petitioner has no made out any case for interference of this Court.

Heard the learned counsel for petitioner and learned counsel for respondent corporation. Both the counsel agreed for disposal of the writ petition at the admission stage.

This Court normally does not interfere with the order of suspension pending enquiry and it would be too premature to come to a conclusion that the Depot Manager has passed the impugned order in a mechanical manner. However, having regard to the contention of the petitioner that he being a driver is not responsible for cash and ticket irregularities,

I deem it appropriate to dispose of the writ petition directing the petitioner to make a representation to the respondent/Depot Manager to review the suspension order. On filing such a representation, the Depot Manager shall reconsider the whole issue in the light of the submission made by the petitioner for raising the suspension and pass appropriate orders expeditiously.

Subject to above direction, the writ petition is disposed of. No costs.

N.V.RAMANA,J

DATE: 13.4.2006

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